

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

PUBLIC SERVICES - Smt. A.Padma Sree, the then Deputy Collector & Tahsildar, Serilingampally Mandal (U/s)- Departmental proceedings under rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 - Articles of charges - Issued.

REVENUE (VIG.III) DEPARTMENT

G.O.Rt.No. 110

Dated 3.2.2014

Read the following:-

O R D E R:

It is proposed to hold an enquiry against Smt. A.Padma Sree, the then Deputy Collector & Tahsildar, Serilingampally Mandal (U/s) in accordance with the procedure laid down in rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substances of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I & II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Smt. A.Padma Sree, the then Deputy Collector & Tahsildar, Serilingampally Mandal (u/s) is directed to submit her written statement of defence within ten days from the date of receipt of the order

4. Smt. A.Padma Sree, the then Deputy Collector & Tahsildar, Serilingampally Mandal (U/s) is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. She should, therefore, specifically admit or deny each article of charge.

5. She is further informed that if she does not submit her written statement of defence on or before the date specified in para-3 above further action will be processed based on the material available.

6. Attention of Smt. A.Padma Sree, the then Deputy Collector & Tahsildar, Serilingampally Mandal (u/s) is invited to rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that he is aware of such representation and that it has been made at his instance and action will be taken against her for violation of rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.R.MEENA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Smt. A.Padma Sree, the then Deputy Collector &
Tahsildar, Serilingampally Mandal (u/s).
(through the Chief Commissioner of Land Administration, Hyderabad,)
Copy to:
The Chief Commissioner of Land Administration, Hyderabad,
The District Collector, Ranga Reddy District.
The Revenue (Ser.I)Dept
SC/SF

/ / FORWADED BY ORDER //

SECTION OFFICER

ANNEXURE-I

**STATEMENT OF ARTICLES OF CHARGES FRAMED IN RESPECT OF SMT. A.PADMA
SREE, THE THEN DEPUTY COLLECTOR & TAHSILDAR, SERILINGAMPALLY MANDAL
(now U/S)**

The irregularities committed by Smt. A.Padma Sree, the then Deputy Collector & Tahsildar, Serilingampally Mandal in granting succession order in respect of the land in Sy.No. 66 situated at Raidurg (Navkalsa) Village of Serilingampally Mandal are as follows:

1. Smt. Padmasree, the then DC & Tahsildar, Serilingampally Mandal vide Procs.No. B/382/2010 Dated: 14.04.2011 passed succession orders U/s. 40 of Tenancy Act to an extent of Ac.8.00 gts., situated at Raidurg (Navkalsa) Village of Serilingampally Mandal without determining the status of land on ground and nature of the land which is Government land illegally. The Tahsildar has not followed the basic procedure in dealing the case under provisions of Tenancy Act.

2. The village Raidurg Navkalsa contains Sy.Nos 66/1(Ac 55.00), 66/2 (Ac.45-00) & 66/3 (Ac 29-30) and the Sy.No. mentioned in the impugned order i.e Sy.No. 66(part) is not existing.

3. On perusal of the note file and current file it seems that the entire note file was self prepared without any assistance of the office and no such initials of the staff of the office. The manner of processing the file is seems to be with a malafide intension, detrimental to the interest of the Government and with vested interest thereby to enrich un reasonably at the cost of the Government property.

4. The then Deputy Collector & Tahsildar who was sanctioned the succession U/s 40 of the Tenancy Act was worked in the mandal from August 2010 to June 2011, whereas the impugned ownership certificate U/s 38-E were issued during the months of May 2013 and August 2013. The Tahsildar has signed on the Title Deed though she was transferred much earlier to the date of ownership certificate issued by RDO.

By the above mentioned acts she has failed to exhibit propriety and devotion to duty and thereby violated rule 3 of APCS(Conduct)Rules, 1964. Hence the charge.

**B.R.MEENA
PRINCIPAL SECRETARY TO GOVERNMENT**

/ / TRUE COPY / /

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MIS-CONDUCT INRESPECT OF CHARGES FRAMED AGAINST SMT. A.PADMA SREE, THE THEN DEPUTY COLLECTOR & TAHSILDAR, SERILINGAMPALLY MANDAL (PRESENTLY U/S)

Originally the land in Sy.No.66 admeasuring Ac.279-23 gts., situated at Raidurg Village is recorded as "A.P.Sarkari". But from the year 1954-55 without any orders of the competent authority, the land in Sy.No. 66 was bifurcated into (2) villages as Raidurg Navkalsa with Sy.Nos 66/1(Ac 55.00), 66/2 (Ac45-00) & 66/3 (Ac 29-30) and Raidurg Panmaqta with Sy.Nos 66/1 (Ac.109-32 gts.,) 66/2 (Ac.15-00 gts., & 66/3 (Ac.25-00 gts.,). As such an enquiry was conducted by Joint Collector U/s. 166-B of A.P. (TA) LR Act, U/s, 1317 Fasli read with section 9 of ROR Act for correction of wrong entries and vide D/4952/1998 dt: 21.06.1999 holding that the land bearing Sy.No. 66 Extent Ac 129.30 gts situated at (Navakhalsa) Village is Government land.

Further, on the action of Joint Collector the matter was carried to High Court and in pursuance of orders of Hon'ble High Court the Government issued orders vide Memo. No.39408/SS.1/1994-42, dt.13.11.2001 declaring the entire land in Sy.No.66 of Raidurg Village as Government Land. The decision of Government upheld by the orders of Hon'ble High Court in W.P.No.5177/2002 and batch cases dated:21.03.2003. Subsequently the interested parties M/s.Raidurg Co-operative Housing Building Society and M/s. Nagahills Welfare Association have filed O.S.No.92, 97 & 98 of 2004 before the Hon'ble District Court. The title suits before the Hon'ble District Court were dismissed vide order dated:31.12.2005.

Further, against the decree of Civil Court the parties filed appeals before High Court. The Hon'ble High Court vide its order dated:29.09.2008 allowed the A.S.No.36, 37 of 2006 filed by M/s.Nagahills Welfare Association and dismissed the A.S.No.48 of 2006 filed by M/s.Raidurg Co-Operative Housing Society. Regarding the land claimed by the M/s.Raidurg Co-Operative Housing Society in Sy.No.66/3 of Raidurg Navakalsa Village has been regularized in favour of plot holders in terms of G.O.Ms.No.166 of 2008 and on the claim of M/s.Nagahills Welfare Association the Government have filed SLP before the Hon'ble Supreme Court of India vide SLP No.2096-2100/2012 (CC.No.10830-10834/11). The above SLP has been dismissed by the Hon'ble Court dated:04.01.2012 on the ground of delay in filing the case.

There is litigation only in respect of land Ac.50.00 gts., i.e Ac 25.00 in Sy.No. 66/2 of Raidurg Navkalsa and Ac. 25.00 in Sy.No. 66/3 of Raidurg Panmaqtha and the balance area is free from litigation as Government land in terms of Memo.No.39408/ SS.1 /1994-42, dt.13.11.2001 which is still in force. Without observing all these facts the DC passed illegal orders in the subject land. Hence, she has rendered herself liable for major penalty disciplinary proceedings.

B.R.MEENA
PRINCIPAL SECRETARY TO GOVERNMENT

/ / TRUE COPY / /

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAINST SMT. A.PADMA SREE, THE THEN DEPUTY COLLECTOR & TAHSILDAR, SERILINGAMPALLY MANDAL (PRESENTLY U/S) ARE PROPOSED TO BE SUSTAINED

- Ref: 1. DC & Tahsildar, Serilingampally Mandal R.C.No.B/832/2010,
Dated:14.04.2011.
2. DC & Tahsildar, Serilingampally Mandal Lr.No. B/382/2011
Dated: 05.05.2011
3. SGDC & RDO, Chevella Procgs.No. G/3720/2013 Dated:
27.08.2013.

**B.R.MEENA
PRINCIPAL SECRETARY TO GOVERNMENT**

/ / TRUE COPY / /

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SMT. A.PADMA SREE, THE THEN DEPUTY COLLECTOR & TAHSILDAR, SERILINGAMPALLY MANDAL PRESENTLY U/S ARE PROPOSED TO BE SUSTAINED

NIL

**B.R.MEENA
PRINCIPAL SECRETARY TO GOVERNMENT**

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SECTION OFFICER